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## FAX COVER SHEET

Number of Pages (including this Cover Sheet): 17

DATE: September 21, 2004

TO: USPTO

FAX #: 703-872-9306

Application Number: 09/940,367

Filing Date: August 28, 2001

First Named Inventor: Ricciardi, Aleta

Examiner Name: Bullock, Lewis

Art Unit: 2126

Attorney Docket Number: SYN006-05

MESSAGE: *Attached please find:*

- *Response to First Office Action (13)*
- *Request for 1 Month Extension (2)*
- *Fee Transmittal Sheet (1)*

FROM: Stuart D. Rudoler

FAX #: 267-200-0796

TELEPHONE #: 610-660-7753

Attorney Docket No. SYN006-05

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of: Ricciardi, Aleta

Serial No.: 09/940,367

Filed: August 28, 2001

For: METHOD FOR HANDLING  
TRANSITIONS IN GROUPED SERVICES  
IN A DISTRIBUTED COMPUTING  
ENVIRONMENT

Art Unit: 2126

Examiner: Bullock Jr., Lewis

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SEP 21 2004

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

## RESPONSE TO FIRST OFFICE ACTION

This is responsive to the First Office Action mailed on June 2, 2004. This Response is being filed within one month after the end of the shortened statutory period for response. A Request for One Month extension along with the authorization to charge Applicant's attorney's Deposit Account for the appropriate fee. It is believed that no other fees are due in connection with this Response.

Applicant respectfully requests that the above identified application be reconsidered in view of the amendments and remarks which follow, that each of the presently pending claims be allowed, and that the application be passed to issue.

I hereby certify that this paper or fee is being transmitted via facsimile under 37 CFR 1.8 to the United States Patent and Trademark Office at (703) 872-9306 on the date indicated below

  
Stuart D. RudolerDated: 9/21/04

**Attorney Docket No. SYN006-05**

Amendments to the specification begin on page 3.

Amendments to the claims begin on page 6.

Remarks/Arguments begin on page 9.

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

Approved for use through 07/31/2006. OMB 0851-0032  
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

# FEE TRANSMITTAL for FY 2004

Effective 10/01/2003. Patent fees are subject to annual revision.

☒ Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$ 55.00)

## Complete if Known

Application Number 09/940,367  
Filing Date August 28, 2001  
First Named Inventor Ricciardi, Aleta  
Examiner Name Bullock, Lewis  
Art Unit 2126  
Attorney Docket No. SYN006-05

## METHOD OF PAYMENT (check all that apply)

☐ Check ☐ Credit card ☐ Money Order ☐ Other ☐ None

☒ Deposit Account

Deposit Account Number 50-2989

Deposit Account Name Stuart Rudoler LLC

The Director is authorized to: (check all that apply)

☒ Charge fee(s) indicated below ☒ Credit any overpayments

☒ Charge any additional fee(s) or any underpayment of fee(s)

☐ Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.

## FEE CALCULATION

### 1. BASIC FILING FEE

Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description	Fee Paid
1001 770	2001 385	Utility filing fee	
1002 340	2002 170	Design filing fee	
1003 530	2003 265	Plant filing fee	
1004 770	2004 385	Reissue filing fee	
1005 180	2005 80	Provisional filing fee	

SUBTOTAL (1) (\$ 0)

### 2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE

Total Claims  -20\*\* =  X  =  Fee Paid

Independent Claims  -3\*\* =  X  =  Fee Paid

Multiple Dependent  =  Fee Paid

Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description	Fee Paid
1202 18	2202 9	Claims in excess of 20	
1201 86	2201 43	Independent claims in excess of 3	
1203 280	2203 145	Multiple dependent claim, if not paid	
1204 86	2204 43	** Reissue independent claims over original patent	
1205 18	2205 9	** Reissue claims in excess of 20 and over original patent	

SUBTOTAL (2) (\$ 0)

\*\*or number previously paid, if greater. For Reissues, see above

## FEE CALCULATION (continued)

### 3. ADDITIONAL FEES

Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description	Fee Paid
1051 130	2051 65	Surcharge - late filing fee or oath	
1052 50	2052 25	Surcharge - late provisional filing fee or cover sheet	
1053 130	2053 65	Non-English specification	
1812 2,520	2812 2,520	For filing a request for ex parte reexamination	
1804 920	2804 920	Requesting publication of SIR prior to Examiner action	
1805 1,840	2805 1,840	Requesting publication of SIR after Examiner action	
1251 110	2251 55	Extension for reply within first month	55
1252 420	2252 210	Extension for reply within second month	
1253 960	2253 475	Extension for reply within third month	
1254 1,480	2254 740	Extension for reply within fourth month	
1255 2,010	2255 1,005	Extension for reply within fifth month	
1401 330	2401 165	Notice of Appeal	
1402 330	2402 165	Filing a brief in support of an appeal	
1403 290	2403 145	Request for oral hearing	
1451 1,510	2451 1,510	Petition to institute a public use proceeding	
1452 110	2452 55	Petition to revive - unavoidable	
1453 1,330	2453 665	Petition to revive - unintentional	
1501 1,330	2501 665	Utility issue fee (or reissue)	
1502 480	2502 240	Design issue fee	
1503 640	2503 320	Plant issue fee	
1480 130	2480 130	Partitions to the Commissioner	
1807 50	2807 50	Processing fee under 37 CFR 1.17(g)	
1808 180	2808 180	Submission of Information Disclosure Stmt	
8021 40	28021 40	Recording each patent assignment per property (times number of properties)	
1809 770	2809 385	Filing a submission after final rejection (37 CFR 1.129(a))	
1810 770	2810 385	For each additional invention to be examined (37 CFR 1.129(b))	
1801 770	2801 385	Request for Continued Examination (RCE)	
1802 900	2802 900	Request for expedited examination of a design application	

Other fee (specify) \_\_\_\_\_

\*Reduced by Basic Filing Fee Paid

SUBTOTAL (3) (\$ 55)

## SUBMITTED BY

Name (Print/Type) Stuart Rudoler Registration No. (Attorney/Agent) 45,059 Telephone 610-660-7753  
Signature \_\_\_\_\_ Date September 21, 2004

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

This collection of information is required by 37 CFR 1.17 and 1.27. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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